



MACo LEGISLATIVE UPDATE

VOL. 20, NO. 8

Feb. 13, 2009

The Montana Association of Counties (MACo) publishes this **weekly** bulletin containing summary descriptions of bills of interest to local government officials. **Each issue lists only the bills that have been introduced during the week. Please save this message or print it for future reference.**

Copies of bills are typically sent to County Clerks and Recorders and also can be found at: [http://laws.leg.mt.gov/laws09/LAW0200W\\$.Startup](http://laws.leg.mt.gov/laws09/LAW0200W$.Startup)

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Many legislators have their own e-mail addresses, which can be found at
<http://leg.mt.gov/css/sessions/61st/roster.asp?HouseID=0&SessionID=94>

MACo & the Montana Legislature

The MACo Web site has a page at <http://www.maco.cog.mt.us/Legislature/Legislative.htm> dedicated to helping members keep track of the happenings at the 61th Montana Legislature. There you'll find MACo's resolutions, links to pertinent bills, an archive of our weekly *Legislative Updates*, links to bills and bill status reports, hearings calendars, committee listings, legislator contact information, and more.

Scheduled Hearings for Feb. 16-20, 2009

The Senate Local Government Committee meets Mondays, Wednesdays, and Fridays at 3 p.m. in Room 405. The House Local Government Committee meets Tuesdays and Thursdays at 3 p.m. in Room 172. MACo bills are shown below in **bold**.

Monday, Feb. 16

	Room	Time
HB 431 Revise dog bite laws	137	8 a.m.
HB 477 Uniform adult guardianship and protective proceedings jurisdiction act	137	8 a.m.
HB 444 Require prevailing union wage in local government privatization contracts	172	8 a.m.
HB 481 Work comp coverage for volunteer public safety workers	172	8 a.m.
SB 198 Tax biomass generation facilities up to 25 megawatts as class 14 property	152	9 .m.
SB 400 Revise laws related to justice courts	303	9 a.m.
SB 364 Revise local government law re: rural fire protection, access & penalty	303	9 a.m.
HB 509 Revise requirements for counting write-in votes	455	9:30 a.m.
HB 166 Increase DOJ prosecutor for fish and game law violations to full-time attorney	102	3 p.m.
HB 194 Statutory appropriation for co. payment from hard rock mining trust acct.	102	3 p.m.
SB 367 Electronic absentee voting for military	335	3 p.m.
SB 348 Const. referendum on annual legislative sessions, split into regular and budgets	335	3 p.m.
SR 2 Confirm certain governor's appointees	335	3 p.m.
SB 369 Revise county process and penalties for violations of noxious weed laws	405	3 p.m.
SB 392 Revise subdivision laws	405	3 p.m.
HB 472 Clarify state and local highway maintenance obligations	455	3 p.m.
HB 531 Prohibit use technology for issuing citations not witnessed by officer	455	3 p.m.
HB 563 Legalization of county roads	455	3 p.m.
HB 402 Revise laws relating to land banking	472	3 p.m.
HB 254 Monitor and report on greenhouse gas emissions	472	3 p.m.

Tuesday, Feb. 17

	Room	Time
HB 490 Revise jury selection law	137	8 a.m.

Scheduled Hearings, cont.

Tuesday, Feb. 17, cont.

	Room	Time
HB 589 Revise work comp on proving occupational disease employment related	172	8 a.m.
SB 349 Revise state bidding requirements to protect proprietary information	303	8 a.m.
SB 274 Constitutional amendment to allow acquisition value for property taxation	405	8 a.m.
HB 421 Clean government act	455	8 a.m.
HB 570 Require election of county commissioners by district	455	8 a.m.
HJ 16 Study comparable worth for state employees	455	8 a.m.
HB 13 Pay plan for state employees	317	9 a.m.
SB 393 Revise salvage motor vehicle title law	422	9 a.m.
HB 519 Revise deadlines under subdivision and platting laws	172	3 p.m.
HB 523 Revise zoning protest provisions	172	3 p.m.
HB 520 Revise land use planning laws	172	3 p.m.
HB 521 Generally revise land use planning, zoning, and subdivision laws	172	3 p.m.
HB 522 Revise subdivision exemptions	172	3 p.m.
HB 545 Revise membership of county compensation boards	172	3 p.m.
SB 337 Revise laws governing bison—re: translocation of quarantined bison	335	3 p.m.
SB 291 Montana railroad authority	405	3 p.m.
SB 329 Revise automobile licensing and insurance laws	405	3 p.m.
SB 443 Revise transportation law	405	3 p.m.

Wednesday, Feb. 18

	Room	Time
HB 351 Health care freedom of conscience act	137	8 a.m.
HB 492 Venue against facility in county in which facility is located	137	8 a.m.
HB 517 Critical incident debriefing	137	8 a.m.
SB 381 Direct department of justice to enter MOU on enforcement of alien laws	303	8 a.m.
SB 382 Prohibit noncooperation practices concerning illegal aliens	303	8 a.m.
SB 315 Revise class eight business equipment tax	405	8 a.m.
HB 514 Exempt school districts from fuel taxes	137	3 p.m.
HB 516 Prohibit smoking with children in vehicle	152	3 p.m.
SB 231 Revise the impact fee enabling act to require service area report	405	3 p.m.
HB 510 Minor passenger seat belt violation as primary offense	455	3 p.m.
HB 448 Revise state land law	472	3 p.m.
HB 502 Revise fossil fuel development laws	472	3 p.m.

Thursday, Feb. 19

	Room	Time
HB 552 Regulate location of sexual offenders at prerelease centers	137	8 a.m.
HB 460 Citizen data protection	172	8 a.m.
SB 361 Revise property tax lien laws relating to receipted costs and notice form	405	8 a.m.
SB 362 Revise deposit of protested centrally assessed property tax payment	405	8 a.m.
SB 402 Clarify property rights for which just compensation is due when taken	303	9 a.m.
HB 449 Revise state and local government finance laws	172	3 p.m.
HB 455 Big sky rivers act	172	3 p.m.
HB 466 Providing paid military leave for all public employees	172	3 p.m.
HB 486 Generally revise land use and planning laws	172	3 p.m.
HB 524 Establish procedures and requirements for county privatization of services	172	3 p.m.
HB 564 Prohibit local government competition with private sector	172	3 p.m.
SB 386 Exempt from weight limits certain vehicles that process ag products	405	3 p.m.
SB 409 Revise motor vehicle laws	405	3 p.m.

Friday, Feb. 20

	Room	Time
HB 435 Close gender wage gap	172	8 a.m.
HB 450 Prohibit retaliation over job-related grievances	172	8 a.m.
SB 353 Remove license tax incentive for ethanol	405	8 a.m.
SB 321 Create penalty for voter suppression	303	9 a.m.

Projected Session Calendar

Please note: This calendar was revised by legislative leadership Dec. 4, 2008; leadership holds the authority to further revise the schedule, including the days the Legislature meets and the proposed breaks.

Introduction deadlines: Generally, bills and resolutions must be introduced within two legislative days after delivery. JR 40-50, H40-10.

"General bills" is used to denote all bills, except appropriation or revenue bills, and all joint resolutions.

Notes: Deadline dates are determined according to legislative days, using a six-day legislative week.

Certain bills and resolutions relating to administrative rules may be transmitted at any time during the session. JR 40-200(3).

Feb. 16:	Last day for Committee to request General Bills
Feb. 26:	Transmittal of General Bills to other Chamber
Feb. 27-28:	Transmittal Break
March 18:	Transmittal of Revenue-Estimating Joint Resolutions
March 20:	Last day for Committee to request Revenue Bills
March 26:	Transmittal of Appropriation Bills
March 31:	Transmittal of Revenue Bills
April 2:	Transmittal of amendments to General Bills
April 4:	Last day to request Study Resolution or Committee Bills to implement HB2
April 14:	Transmittal of amendments to Appropriation Bills
April 16:	Transmittal of amendments to Revenue Bills and Revenue-Estimating Joint Resolutions
April 20:	Transmittal of Interim Study Resolutions
April 25:	Session adjourns; Sine Die

MACo Resolutions/Legislation

No.	Title	Res. No.	Sponsor	Status-Date
HB 18	Mail ballot pilot project	2008-23	Ingraham	Committee vote failed-1/26
HB 38	Revise laws to reflect passage of six-mill levy	2008-22	Campbell	TX to Senate-1/22
HB 45	Compliance w/ federal law for forest reserve payments	MACoBd	Ingraham	TX to Senate-1/16
HB 60	Jail mental health crisis network standards pilot program		Ebinger	Hearing-2/3
HB 81	Study long-term impacts of budget/demographics		Lake	Hearing-1/20
HB 156	Uniform penalty/enforcement for zoning violations	2004-28	Pomnichowski	TX to Senate-2/12
HB 180*	Montana-based business technology districts	2008-38	Pomnichowski	Tabled in committee-1/15
HB 190	Clarify stream access from bridges/fencing	2008-11	Van Dyk	TX to Senate-1/28
HB 194	County payment from hard rock mining trust account	2008-24	Mendenhall	Hearing-2/16
HB 230	Revise local government employee incentive program	2008-15	McClafferty	2 nd reading-2/11
HB 232	Remove limits on PILT for state land in counties		French	Tabled in committee-2/12
HB 244	Clarify law on absence by county officer	2008-01	Ankney	TX to Senate-1/31
HB 245	Authorize counties to create compensated absence fund	2008-09	Ankney	TX to Senate-1/31
HB 276	Clarify responsibility for persons injured by law enforcement	2008-20	Stoker	Hearing-2/4
HB 279	Indirect cost recovery exemption	2008-35	Reinhart	Hearing-1/30
HB 331	Revise laws relating to licensed establishments f/ health	2008-18	Kaufmann	Hearing-2/5
HB 406	Revise county interim zoning law		Reinhart	Hearing-2/10
HB 426	Clarify appt. of commissioners for regional airport authority	2008-03	Milburn	Hearing-2/10
HB 428	Revise requirements for technology districts	2008-38	Pomnichowski	Bill passed-2/12
HB 488	Revise territory transfer laws relating to K-12 school dists.	2008-29	L. Jones	Referred to committee-2/7
SB 30**	Revise reimbursement for meals, lodging	MACoEC	Gebhardt	Tabled in committee-1/9
SB 57	Revise laws governing special districts	2008-33	Gillan	Referred to committee-2/9
SB 58	Revise local government laws	2008-33	Gillan	Referred to committee-2/10
SB 78	Clarify mill levy limit for soil conservation districts	2008-31	Brendan	Hearing-2/3
SB 148	Revise and clarify local government laws	2008-26	Peterson	Referred to committee-2/3
SB 169	Revise drug testing requirements for public officers	2008-13	Gebhardt	Referred to committee-1/22
SB 191	Provide funding for court security	2008-11	Jent	Failed 2 nd reading-1/27
SB 208	Include non-profit hospital employees in co. health plan	MACoHCT	Lewis	Referred to committee-2/5
SB 309	Increase lodging/per diem reimbursement f/ state emps.	MACoEC	Shockley	Re-ref'd to committee-2/11

MACo Resolutions/Legislation, cont.

No.	Title	Res. No.	Sponsor	Status-Date
SB 354	Revise law on disposal of airport property		Lewis	Hearing-2/13
SJ 7	Opposition to HR 2421	2008-08	Brendan	Referred to committee-2/3
LC0606	Revise laws governing electric transmission lines	2008-12	L. Jones	Draft on hold-11/12
LC0659	Authorize local governments to form investment pool	2008-30	Lewis	Draft on hold-11/19
LC0942	Revise laws governing local subdivision regulations	2008-07	Brueggeman	Draft on hold-1/8
LC0943	Revise impact fee laws	2008-19	Brueggeman	Draft del. to requestor-2/10
LC1089	Funding for grants to counties under youth court act	2008-40	McChesney	Draft on hold-12/8
LC1342	State PILT payment to offset state land purchases	2008-34	Bean	Draft on hold-12/10
LC1936	Create youth summer employment program	2006-14	Branae	Draft cancelled-1/15

* HB 180 has been replaced by HB 428

** SB 30 has been replaced by SB 309

Recently Introduced Bills

No.	Title
SB 372	Revise firefighter laws
SB 373	Revise firefighter laws
SB 381	Direct department of justice to enter MOU on enforcement of alien laws
SB 382	Prohibit noncooperation practices concerning illegal aliens
SB 383	Require full-size license plates on ATVs and off-highway vehicles
SB 384	Require disclosure of insurance policy limits
SB 391	Revise provisions on candidate withdrawal before primary
SB 392	Revise subdivision laws
SB 393	Revise salvage motor vehicle title law
SB 394	Expand types of elections that may be conducted by mail ballot election
SB 399	Revise out of state placement of youth with health needs
SB 400	Revise laws related to justice courts
SB 402	Clarify property rights for which just compensation is due when taken
SB 409	Revise motor vehicle laws
SB 411	Growth policy to include sand and gravel resource property rights
SB 414	Constitutionally declare health care to be a human right
SB 416	Encourage construction of affordable housing
SB 419	TIF for county roads
SB 423	Montana river and stream protection
SB 431	Revise laws on employer drug testing
SB 433	Revise opencut mining laws
SB 434	Limit governmental liability for rodeo events
SB 435	No net gain in state land
SB 440	Exempt air quality permits from MEPA review
SB 443	Revise transportation law
SB 447	Clarify preservation of DNA in felony cases
SB 448	Allow county commissioner to perform marriage
SB 449	Establish oil and gas education account
SB 455	Allow a deferral of the payment of property taxes
SB 456	Exempt tribally owned property from property taxes
SB 459	Repeal capital gains tax credit
SB 460	Committee to oversee and evaluate stimulus package funding
HB 447	Revise opencut mining laws
HB 448	Revise state land law relating to inventory and classification
HB 449	Revise state and local government finance laws
HB 450	Prohibit retaliation over job-related grievances
HB 452	Limit health care information subject to work comp disclosure

Recently Introduced Bills, cont.

No.	Title
HB 455	Big sky rivers act
HB 456	Require seat belts on new school buses
HB 458	Repeal term limits
HB 460	Citizen data protection
HB 466	Providing paid military leave for all public employees
HB 471	Revise permanent absentee ballot provisions
HB 472	Clarify state and local highway maintenance obligations
HB 475	Revise fee structure for online delivery of administrative rules
HB 476	Revise urban renewal terminology to delete "blighted"
HB 477	Uniform adult guardianship and protective proceedings jurisdiction act
HB 481	Work comp coverage for volunteer public safety workers
HB 484	Limit duration of tax increment financing provision
HB 486	Generally revise land use and planning laws
HB 487	Classify as business inventories certain farm implements and construction equipment
HB 488	Revise territory transfer laws relating to K-12 school districts
HB 490	Revise jury selection law
HB 492	Venue against facility in county in which facility is located
HB 494	Provide greater public participation in urban renewal areas
HB 502	Revise fossil fuel development laws
HB 505	Revise lake shore laws
HB 506	Wildlife habitat conservation with oil and gas development
HB 507	Require market conduct & financial exams by ins. commissioner of state fund
HB 510	Minor passenger seat belt violation as primary offense
HB 514	Exempt school districts from fuel taxes
HB 516	Prohibit smoking with children in vehicle
HB 517	Critical incident debriefing
HB 519	Revise deadlines under subdivision and platting act
HB 520	Revise land use planning laws
HB 521	Generally revise land use planning, zoning, and subdivision laws
HB 522	Revise subdivision exemptions
HB 523	Revise zoning protest provisions
HB 524	Establish procedures and requirements for county privatization of services
HB 525	Revise penalty for eluding peace officer
HB 526	Prohibit use of salt on local and state roads
HB 531	Prohibit use technology for issuing citations not witnessed by officer
HB 532	Revise petition signature laws
HB 534	Require audio-video recording of custodial interrogations
HB 536	Revise interlock ignition device requirements
HB 545	Revise membership of county compensation boards
HB 552	Regulate location of sexual offenders at prerelease centers
HB 553	Preventing the regulation of incidental political committees
HB 554	Verify alien status of prisoners
HB 555	Allow any school board member to chair board
HB 557	Generally revise laws related to regional water systems
HB 561	Requiring background check for certain tow truck operators
HB 562	Allow change in application of protested school taxes to GTB
HB 563	Legalization of county roads
HB 564	Prohibit local government competition with private sector
HB 570	Require election of county commissioners by district
HB 575	Revise water laws relating to coal bed methane
HB 579	Paid sick leave including for domestic violence as minimum labor standard
HB 584	Siting process for wind energy
HB 586	Deposit a portion of oil and gas taxes in older Montanan's trust fund
HB 588	Revise coal gross proceeds distribution
HB 589	Revise work comp on proving occupational disease employment related
HB 590	Define domestic partners and establish benefits

Recently Introduced Bills, cont.

No.	Title
HB 592	Revise livestock identification law
HB 598	Revise independent contractor exemptions
HB 600	Acceptance of federal rights of way
HB 602	Restrict distance of commuting in state vehicle